

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 1999-112-W - ORDER NO. 1999-241

APRIL 2, 1999

IN RE: Request of Caesar's Head Water Company,)	ORDER APPROVING ✓ <i>PR</i>
Inc. for Exemption from Commission)	HOMEOWNERS
Jurisdiction and Approval to become a Home)	ASSOCIATION
Owners Association.)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the request of Caesar's Head Water Company, Inc. (Caesar's Head or the Company) for exemption from Commission jurisdiction and approval to become a Homeowners Association, under our Regulation 103-702.3.

Regulation 103-702.2 declares that this Commission may find a Homeowners Association not to be a utility, and thus exempt from Commission regulation.

Regulation 103-702.3 requires submission of five documents: (a) a certified company of its certificate of incorporation; (b) a copy of the corporation's bylaws; (c) a copy of any declaration of covenants, conditions and restrictions on real property in the subdivision or development filed in conjunction with the formation of the homeowners association; (d) a copy of the permit or authorization from the Department of Health and Environmental Control issued to the Homeowners Association to operate the utility; and (e) copies of a statement signed by each lot owner disclosing the water services in the subdivision are provided by a non-profit homeowners association, in which each lot owner is a voting member, and that an appropriate assessment to meet operating expenses

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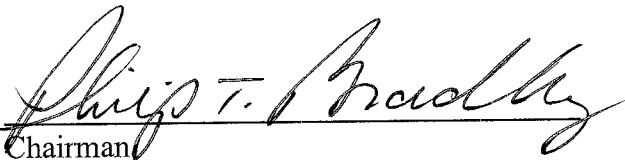
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of the utility must be paid by each lot owner. We have examined the record in this case and find that Caesar's Head has filed all of the required documents with this Commission.

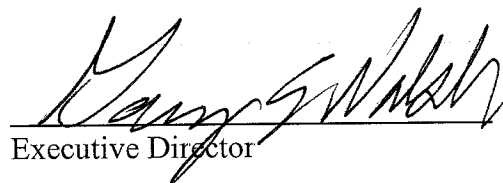
Accordingly, since Caesar's Head has met all of the requirements, we hereby approve the Company's Application to become a Homeowners Association. We likewise declare the Company not to be a utility under our regulations, and therefore exempt from our jurisdiction.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)